

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington D.C.**

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)	
In the Matter of)	
)	<u>Docket No. 01-309</u>
Section 68.4(a) of the Commission's Rules)	
Governing Hearing Aid-)	
Compatible Telephones)	
)	
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FOURTH REPORT OF VIRGIN MOBILE USA, LLC

Virgin Mobile USA, LLC ("Virgin Mobile") hereby submits its Fourth Report detailing its efforts towards compliance with the requirements contained in the Report and Order released August 14, 2003.¹ The specific information required by paragraphs 89-91 of the Report and Order is as follows:

1) Digital wireless phones tested:

As of the reporting date, Virgin Mobile has tested its Audiovox 8915 and Nokia 2115i handsets for compliance with the Commission's hearing aid compatibility ("HAC") requirements. HAC capability is part of Virgin Mobile's baseline handset specifications, but Virgin Mobile presently is having difficulty sourcing additional handset models in its price range that fully meet the ANSI C63.19 performance requirements. Virgin Mobile expects a higher level of compliance as it sources for future products.

2) Laboratory used:

Audiovox used the PCTest Lab for its HAC testing and Nokia used its internal testing laboratory.

¹ See *In the Matter of Section 68.4(a) of the Commission's Rules Governing Hearing Aid-Compatible Telephones*, Report and Order, WT Docket No. 01-309, FCC 03-168 (rel. August 14, 2003).

3) Test results for each phone tested:

Both the Audiovox 8915 and Nokia 2115i handsets are compliant with the Commission's HAC requirements.²

4) Identification of compliant phone models and ratings according to ANSI C63.19:

The Audiovox 8915 handset was designed and verified as being compliant with ANSI C63.19 rated category M4. The Nokia handset was designed as being compliant with ANSI C63.19 rated category M3 for operation only in the 1900 MHz band.

5) Report on the status of product labeling:

Virgin Mobile has labeled its Audiovox 8915 handsets to comply with the Commission's product labeling requirements. As described in its Petition for Limited Waiver, Virgin Mobile will undertake labeling efforts for its Nokia 2115i handsets once the handset is certified as HAC compliant.

6) Report on outreach efforts:

Virgin Mobile has taken all reasonable commercial efforts to identify HAC handsets to its customers. As part of this process, Virgin Mobile has identified HAC handsets on its websites and trained its personnel to respond to customer inquiries regarding HAC handsets.

7) Information related to retail availability of compliant phones:

The Audiovox 8915 is presently offered at retail and is marketed as the Virgin Mobile "Snapper." The Nokia 2115i is presently offered at retail and is marketed as the Virgin Mobile "Shorty."

8) Information related to incorporating hearing aid-compatibility features into newer models of digital wireless phones:

Virgin Mobile is not aware of any public information regarding the incorporation of HAC features into newer models of digital wireless handsets.

² On September 16, 2005, Virgin Mobile filed a Petition for Limited Waiver of the Commission's HAC deadline. As explained in the Petition for Limited Waiver, internal testing by Nokia indicates that the 2115i handset meets the ANSI performance rating for operation only in the 1900 MHz band (the only band in which Virgin Mobile provides service). The Petition for Limited Waiver, therefore, requested a limited waiver of Sections 20.19(c)(2)(i)(A) and 20.19(f) of the Commission's rules to enable Nokia to obtain HAC certification for the 2115i handset in the 1900 MHz band and for Virgin Mobile to properly label the 2115i handset as compliant with the ANSI performance rating. See *Virgin Mobile USA, LLC Petition for Limited Waiver of Sections 20.19(c)(2)(i)(A) and 20.19(f) of the Commission's Rules*, WT Docket No. 01-309 (filed September 16, 2005); see also *Virgin Mobile USA, LLC, ex parte filing*, WT Docket 01-309 (filed Nov. 4, 2005).

9) Any activities related to ANSI C63.19 or other standards work intended to promote compliance with this Order:

Virgin Mobile will continue to work with its handset vendors to promote compliance with the Commission's HAC requirements.

10) Total number of compliant and non-compliant phone models offered as of the time of the report:

Virgin Mobile currently offers eight handsets to its customers; one of which has been certified as compliant with the Commission's HAC requirements and a second which is in the process of being certified as HAC compliant.

11) Any ongoing efforts for interoperability testing with hearing aid devices:

Since it relies on its handset manufacturers, Virgin Mobile has no ongoing efforts for interoperability testing with hearing aid devices.

Respectfully submitted,

By:

/s/_____

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